

FISCAL NOTE

SB 642 - HB 1341

April 8, 2003

SUMMARY OF BILL: Revises the state's right to recover from a third party reimbursement the costs of medical care for which the state paid medical assistance (TennCare/Medicaid). The state currently has authority to obtain information and claim recovery. This bill allows managed care organizations to provide notices to a person's attorney of the state's subrogation claim. Allows MCOs the authority to contact a third party payer for information and to pay reasonable costs for obtaining the information. Imposes responsibility for plaintiff's attorneys to contact the state or the MCO to determine if the state has a subrogation interest. Also requires the attorney to remit the settlement to the state or the MCO.

ESTIMATED FISCAL IMPACT:

MINIMAL

Current MCO contracts already specify that they are to make third party recoveries where appropriate.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director

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